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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 WESTERN DIVISION

11 DANIEL D. DYDZAK,

12 Petitioner,

13 v.

14 STATE OF CALIFORNIA,

15 Respondent.
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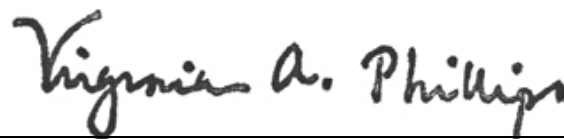
No. CV 08-7765-VAP AGR)

ORDER ADOPTING MAGISTRATE
JUDGE'S REPORT AND
RECOMMENDATION

17 Pursuant to 28 U.S.C. § 636, the Court has reviewed the entire file de novo,
18 including the Complaint, the Magistrate Judge's Report and Recommendation, the
19 Objections to the Report and Recommendation, and all records in the file. Having
20 made a de novo determination, the Court agrees with the recommendation of the
21 Magistrate Judge.

22 IT IS ORDERED that Judgment be entered (1) granting Defendants' motion to
23 dismiss the complaint; (2) dismissing the claims for non-monetary relief without
24 prejudice based on *Younger* abstention; and (3) dismissing the claims for monetary
25 relief with prejudice.

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27 DATED: February 26, 2009



VIRGINIA A. PHILLIPS
UNITED STATES DISTRICT JUDGE
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